

SAS:dsh 08/22/05 5759-66308-01 419274 cp12/c3-pct-us2

IPW
PATENT
Attorney Reference Number 5759-66308-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gillian Daphne Elliott

Application No. 10/617,910

Filed: July 10, 2003

Confirmation No. 4218

For: VP22 PROTEINS AND USES THEREOF

Examiner: Zachariah Lucas

Art Unit: 1636

Attorney Reference No. 5759-66308-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney or Agent
for Applicant(s)

Date Mailed August 22, 2005

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

Enclosed is a Response and Amendment for the above application. The fee has been calculated as shown below.

CLAIMS AS AMENDED					
For	No. after amendment	No. paid for previously	Present Extra	Rate	Fee
Total Claims	7	- 20*	= 0	\$50.00	\$ 0.00
Indep. Claims	2	- 3**	= 0	\$200.00	\$ 0.00
Three-month Extension of Time				\$1,020.00	\$1,020.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$1,020.00

* greater of twenty or number for which fee has been paid.

** greater of three or number for which fee has been paid.

- Applicants petition for an extension of time for the number of months indicated above. If an additional extension of time is required please consider this a petition therefor.
- A check in the amount of \$1,020.00 is attached.
- Please charge any additional fees that may be required in connection with filing this amendment and any extension of time, or credit any overpayment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.

- If the Patent and Trademark Office determines that this amendment results in an additional application size fee for pages in excess of 100, please charge the fee to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

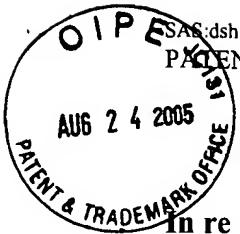
By



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cc: Docketing



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AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

This Amendment and Response to Non-Final Office Action (“Amendment”) is filed in response to the Office action dated February 23, 2005. A three-month period for response was set, making a response due on or before May 23, 2005. Applicants petition for a three-month extension of time, making a response due no later than August 23, 2005; the appropriate extension fee accompanies this filing. If the Commissioner concludes that additional fees are required, deposit account authority is provided on the attached transmittal sheet.

Amendments to the Specification begin on page 2.

Amendments to the Claims are reflected in the listing of claims, which begins on page 3.

Remarks begin on page 3.

Conclusion is on page 9.

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